

48A C.J.S. Judges § 210

Corpus Juris Secundum | August 2023 Update

Judges

Joseph Bassano, J.D.; Khara Singer-Mack, J.D.; Thomas Muskus, J.D.; Karl Oakes, J.D. and Jeffrey J. Shampo, J.D.

VII. Compensation and Fees

C. Payment

§ 210. When payable

[Topic Summary](#) | [References](#) | [Correlation Table](#)

West's Key Number Digest

West's Key Number Digest, [Judges](#) 22(4)

The salary of a judge ordinarily is not payable until the judge has qualified; it should be paid at stated times and as required by statute.

Ordinarily, the salary of a judge is not payable until the judge has been elected or appointed and received a commission and has qualified.¹ Judges may be, and sometimes are, prohibited from drawing salaries while cases that have been submitted to them for decision for a certain number of days remain undecided.² The salary should be paid at stated times,³ as monthly⁴ or quarterly,⁵ and not at a time dependent on the approval of another official.⁶ Where extra compensation is allowed, it should be paid only after the performance of the service.⁷

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Footnotes

1 Neb.—[Garrotto v. McManus](#), 185 Neb. 644, 177 N.W.2d 570 (1970).

2 Okla.—[Hughes v. Phelps](#), 1951 OK 29, 204 Okla. 129, 227 P.2d 664 (1951).

3 Cal.—[Meyers v. Kenfield](#), 62 Cal. 512, 1881 WL 2094 (1881).

4 Conn.—[State ex rel. Murphy v. Zeller](#), 20 Conn. Supp. 417, 138 A.2d 319 (Super. Ct. 1958).

5 Ohio—[Zangerle v. State ex rel. Walther](#), 115 Ohio St. 168, 4 Ohio L. Abs. 381, 152 N.E. 658 (1926).

6 Okla.—[Fullerton v. Board of Com'rs of Comanche County](#), 1927 OK 235, 126 Okla. 134, 258 P. 909 (1927).

7 Ohio—[Zangerle v. State ex rel. Walther](#), 115 Ohio St. 168, 4 Ohio L. Abs. 381, 152 N.E. 658 (1926).

7 Ohio—[Zangerle v. State ex rel. Walther](#), 115 Ohio St. 168, 4 Ohio L. Abs. 381, 152 N.E. 658 (1926).

7 Kan.—[Ricksecker v. Board of Com'rs of Reno County](#), 83 Kan. 346, 111 P. 427 (1910).